



# The Kayenta Township Commission

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## **PUBLIC NOTICE**

### **PROPOSED AMENDMENT TO SOLID WASTE ORDINANCE**

Pursuant to Section 2-107 of the Administrative Rules and Procedures Ordinance, the Kayenta Township Commission hereby provides notice of proposed action to amend its Solid Waste Ordinance, Chapter 13.

Public notice will be for a period of 30 days, commencing December 23, 2015. Within this 30-day period, interested parties may submit to the Commission for its consideration written statements, arguments, and views. Adoption of the proposed amendments will be on the Kayenta Township regular meeting agenda for February 8, 2016.

The preamble for a resolution adopting the proposed amendment is as follows:

1. The Kayenta Township Commission ("Commission") has the general authority and responsibility to govern for the welfare of the Kayenta Township ("Township") and its residents, including the enactment of such ordinances, rules and regulations as it deems in the best interest of the Township; and
2. As provided by successive enactments of the Navajo Nation Council, the Township as a home rule municipality has "jurisdiction over all that area authorized and designated by the Navajo Nation Council in November 1985..." 2 N.N.C. § 4083(A), (B) (2005), and with the "duty, authority, and responsibility to perform all functions necessary for local self-government, consistent with all generally applicable laws and regulations of the federal government and the Navajo Nation," 2 N.N.C. § 4084 (2005). Such Township authority "shall prevail over all other authority" if exercised in conformity with generally applicable federal and Navajo laws. 2 N.N.C. § 4083(C) (2005); and
3. The Commission enacted a Solid Waste Ordinance by Resolution No. KTCJA-03-13 (January 14, 2013) to provide for the management of solid waste in a manner that will protect the public health, welfare and safety, prevent the spread of diseases, prevent the creation of nuisances, conserve natural resources, and protect the Township's water, air and land resources; and
4. The Township desires to amend various sections of the Solid Waste Ordinance to make it consistent with Township needs and current practices; and

5. Section 2-107 of the Township's Administrative Rules and Procedures Ordinance provides that the Town Manager, upon this Commission's authorization, post a notice of proposed amendments to any ordinance in at least three public places, and the Town Manager has so posted this proposed amendment to the Solid Waste Ordinance in three public places upon this Commission's authorization; and
6. The Commission deems it in the best interest of the Kayenta Township to amend the Solid Waste Ordinance as set forth in the attached Exhibit "A."

The proposed amendments to the Solid Waste Ordinance are attached as Exhibit A to this Notice.